IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTIETH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 989 of 1998

Between:

1.. The Waddera Labour Contract Cooperative Society Ltd

reptd by its President K.Ramulu S/o.Venkanna

Palsi (V), Kubeer Mandal, Adilabad Dist

2.. Atmakuru Cooperative Labour Contract Society Ltd

reptd by its President P.Ramachandraiah S/o. Thirupalu

Atmakur via Mangalagiri , Guntur dist

3.. P,.V.Krishnaiah S/o. Ankalu

Priyadarshini Nagar, Nirmal, Adilabad dist

4.. Ch.Penchalaiah S/o.Venkataiah

‘ Priyadarshini Nagar, Nirmal, Adilabad .... PETITIONERs

AND

1.. The Superintendent Engineer,

Roads and Buildings Circle, Karimnagar,

2.. The Superintendent Engineer,

Roads & Buildings Circle, Nizamabad

3.. The Superintendent Engineer,

Panchayati Raj Circle, Nirmal

4.. Superintending Engineer,

Sriram Sagar Project, G.V.C. Circle-I Pochampadu

5.. Superintending Engineer,

Sriram Sagar Project, G.V.C. Circle IV L.M.D.Colony

Karimnagar

6.. Superintending Engineer,

Sriram Sagar Project, Chintagattu Circle, Huzurabad

Warangal

7.. Superintending Engineer,

Irrigation Circle Nirmal, Adilabad Dist

8.. Superintending Engineer,

Irrigation circle, Nizamabad

9.. Superintending Engineer,

Irrigation circle, Guntur

10.. Superintending Engineer,

Roads and Buildings Circle, Nirmal

Adilabad dist

.....RESPONDENTs

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ order or direction more in the nature of writ of mandamus declaring the action of the Respondents in insisting the petitioner societies for payment of Earnest Money Deposits, Commercial Tax Clearence Certificate, Experience Certificates in connection with all tender notices scheduled to be issued on or after 10-12-1997 as illegal, arbitrary and unreasonable and consequently to direct the respondents not to insist payment of earnest money deposits, commercial tax clearence certificates and also experience certificates from the petitioners at the time of allotment of works or issuance of schedules in connection with all tender notices scheduled to be issued on 10-12-97 or on any other subsequent date and to issue schedules to the petitioner in all such tender notices irrespective of the Districts in which they registered

Counsel for the Petitioner:MR.C.H.SATISH KUMAR (NOT PRESENT)

Counsel for the Respondents: GP FOR ROADS & BUILDINGS

The Court made the following :

ORDER:

The present writ petition is filed questioning the action of the respondents in insisting the petitioner societies for payment of Earnest Money Deposits, Commercial Tax Clearence Certificate, Experience Certificates in connection with all tender notices scheduled to be issued on or after 10-12-1997.

This Court while admitting the writ petition by order dated
12-1-1998 granted interim direction in WPMP No. 1097 of 1998.

None appeared for petitioners. Learned Government Pleader for Roads and Buildings, submitted that the cause in the writ petition does not survive and it has become infructuous.

Accordingly, the writ petition is dismissed as infructuous. No costs.

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N.V.RAMANA,J

20-4-2005

TVK

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1.. The Superintendent Engineer,

Roads and Buildings Circle, Karimnagar,

2.. The Superintendent Engineer,

Roads & Buildings Circle, Nizamabad

3.. The Superintendent Engineer,

Panchayati Raj Circle, Nirmal

4.. Superintending Engineer,

Sriram Sagar Project, G.V.C. Circle-I Pochampadu

5.. Superintending Engineer,

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Irrigation circle, Nizamabad

9.. Superintending Engineer,

Irrigation circle, Guntur

10.. Superintending Engineer,

Roads and Buildings Circle, Nirmal

Adilabad dist

11) 2 CD copies

12) Two CCs to G.P. for Roads and Buildings, High Court of A.P.,

Hyderabad (OUT).

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